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Federal Communications Commission  
Office of the Secretary

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January 29, 1992

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Room 222  
Washington, D.C. 20554

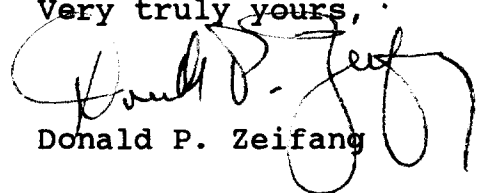
ATTN: Chief, Mass Media Bureau

Re: Four Jacks Broadcasting, Inc.  
File No. BPCT910903KE

Dear Ms. Searcy:

Transmitted herewith is an original and four copies of a table of contents and summary to be associated with a "Petition To Deny Application" filed by Scripps Howard Broadcasting Company in the above-referenced proceeding.

Very truly yours,

  
Donald P. Zeifang

DPZ/cp

Enclosures

cc: Martin Leader, Esq. (via hand delivery)

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*Agreement with AR (76) Resolved*

## TABLE OF CONTENTS

Introduction. . . . .	2
Four Jacks' Application is Substantially Incomplete . . . . .	3
Height in Application is Inaccurate . . . . .	4
Inaccurate Height in Application Results in Patently Defective Application . . . . .	6
Other Serious Misstatements in Application Flowing From Misstated Tower Height . . . . .	8
Four Jacks has Failed to Identify a Suitable Site . . . . .	9
The Proposed Transmitter Site is Unsafe . . . . .	10
Electromagnetic Interference with Aeronautical Communications and Other FCC Licensees . . . . .	13
Commission Monitoring Station Does Not Receive Requisite Protection . . . . .	15
FAA Approval is Necessary . . . . .	15
Environmental Concerns . . . . .	17
The Application Should Be Dismissed . . . . .	18
The Applicant has Underestimated the Cost of Construction and Operation . . . . .	18
Character Issues . . . . .	20
Conclusion . . . . .	23

EXHIBIT A:      Affidavit of Donald G. Everist

EXHIBIT B:      Affidavit of Michael L. Moore

EXHIBIT C:      Declaration of Matthew J. Vlissides, P.E.

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SUMMARY

Federal Communications Commission  
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The Commission should dismiss or deny the application of Four Jacks Broadcasting, Inc. ("Four Jacks") for the following reasons. First, the application is substantially incomplete and should be dismissed because Four Jacks inexcusably misstated crucial information concerning the height of a tower which it owns. This misstatement also resulted in Four Jacks incorrectly stating that no increase in height is required by its proposal and that no FAA notification is necessary.

Four Jacks has also stated that it has reasonable assurance of a suitable site when, in fact, the site specified in its proposal is unsuitable for the intended purpose. The structure on which Four Jacks proposes to mount its antenna would be rendered unsafe by that action and a new tower must be built. Operations from the proposed site also could cause interference with aeronautical communications, other tower users (some of which are FCC licensees) and with the FCC Monitoring Station in Laurel, Md. Moreover, the site has not been approved by the FAA. Finally, Four Jacks has failed to address the environmental concerns related to construction at the site.

Four Jacks has also underestimated the cost of construction and operation of the station. It has not taken into account the necessity of building a new tower. Therefore, it has not specified sufficient funds and thus, is not financially qualified.

Finally, serious questions have been raised concerning Four Jacks' character qualifications.